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AUG 18 2006

OFFICE OF PETITIONS

In re Application of :
Troy L. Cooper, et al. :
Application No. 10/788,624 : ON PETITION
Filed: February 27, 2004 :
Attorney Docket No. 17319 :

This is a decision on the petition under 37 CFR 1.137(b), filed March 27, 2006, to revive the above-identified application.

There is no indication that the person signing the instant petition was ever given a power of attorney or authorization of agent to prosecute the above-identified application. However, in accordance with 37 CFR 1.34(a), the signature of William T. Kryger appearing on the petition shall constitute a representation to the United States Patent and Trademark Office that he is authorized to represent the particular party on whose behalf he acts. A courtesy copy of this decision is being mailed to petitioner. However, if Mr. Kryger desires to receive future correspondence regarding this application, the appropriate power of attorney or authorization of agent must be submitted. Until otherwise instructed, all future correspondence regarding this application will be directed solely to the address of record.

This application became abandoned for failure to timely reply to the final Office action mailed July 13, 2005. A Notice of Abandonment was mailed March 6, 2006. In response, on March 27, 2006 the present petition was filed along with, inter alia, a 3-month extension of time and a Request for Continued Examination.

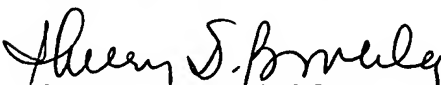
Extensions of time under 37 CFR 1.136 are available only if asked for prior to or with the response. In no case, however, may an applicant respond later than the maximum time period set by statute. Accordingly, if the question of abandonment arises when the provisions of 37 CFR 1.136 can no longer be used, then the application is abandoned when the unextended time for response has expired. Since, no extension of time fees are due on a petition for revival, the extension fees submitted with the present petition are being credited to counsel's deposit account.

The petition is GRANTED.

The application is revived for consideration of a submission under 37 CFR 1.114 (request for continued examination).

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3204.

The application file is being forwarded to Technology Center AU 3671, for further processing of the request for continued examination under 37 CFR 1.114 filed March 27, 2006.


Sherry D. Brinkley
Petitions Examiner
Office of Petitions

cc: WILLIAM T. KRYGER
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